

AGENDA
SCHOHARIE COUNTY BOARD OF SUPERVISORS
5th REGULAR MEETING
May 15, 2015



SUPERVISORS

Shawn J. Smith
Blenheim

William M. Smith III
Broome

Larry Bradt
Carlisle

Leo T. McAllister
Cobleskill

William A. Federice
Conesville

Earl VanWormer III
Esperance

Philip R. Skowfoe Jr.
Fulton

Anthony VanGlad
Gilboa

Sean P. Jordan
Jefferson

Jim Buzon
Middleburgh

Richard Lape
Richmondville

Gene Milone
Schoharie

J. Carl Barbic
Seward

Sandra Manko
Sharon

Harold Vroman
Summit

Amber L. Bleau
Wright

CALL TO ORDER

ROLL CALL

SALUTE TO THE FLAG

INVOCATION – Pastor Jeff Kelly

APPROVAL OF MINUTES – April 17, 2015

PUBLIC HEARING

- *Eminent Domain - Shady Tree Lane Bridge*

PRIVILEGE OF THE FLOOR:

- Lynn Basselan - Jail location
- Jim Nass - Jail location
- Earl Gaskill
- Jeanette Spaulding - SCCAP
- Glenn Sanders
- AECOM – Patti Flores
- EWP – Doug VanDeusen

CORRESPONDENCE:

- Coalition of Watershed Towns - April 2015 Minutes
- Schoharie County Conservation Assoc. - March 2015 Minutes

RESOLUTIONS FROM OTHER COUNTIES/TOWNS:

- Catskill Watershed Corp. - May 2015 Resolutions
- Niagara County Legislature Resolution #IL-030-15
- Niagara County Legislature Resolution #IL-059-15
- Town Of Sharon - Resolution #7-2015 - Recognizing The Schoharie County Relicensing Committee As The Official Negotiating Entity And Representative For The Town Of Sharon

COMMITTEE REPORTS

RESOLUTIONS:

NO. 54 - Superseding Resolution Appointing/Confirming Appointments/Terms Of Members To The Schoharie County Traffic Safety Board/Stop DWI Board

NO. 55 - Superseding Resolution Appointing And Confirming Member Appointments To Alternatives To Incarceration Panel

NO. 56- Apportionment Of Sales Tax Revenue Sharing Among Respective Towns And Villages For 1st Quarter 2015

NO. 57 - Approving Semi-Annual Mortgage Tax Report Of 2015

NO. 58 - Amending The Budget And Transfer Of Funds

NO. 59 - 2015 Occupancy Tax Board Appointment(s)

NO. 60 - Approving Change Orders #6B - #6C For Schoharie County Stream Restoration Project- Line Creek Emergency Watershed Protection Project

NO. 61 - Authorizing The Implementation And Funding In The First Instance 100% Of The Federal-Aid And State Program-Aid Eligible Costs, Of A Transportation Federal-Aid Project, And Appropriating Funds Therefore

NO. 62 - Authorizing County Treasurer To Execute Deed To Parcel Of Land Situate In The Town Of Jefferson

ANY OTHER BUSINESS

ADJOURNMENT

RESOLUTION NO. 54

TITLE: SUPERCEDING RESOLUTION APPOINTING/CONFIRMING
APPOINTMENTS/TERMS OF MEMBERS TO THE SCHOHARIE
COUNTY TRAFFIC SAFETY BOARD/STOP DWI BOARD

OFFERED BY: Leo McAllister

Who moved its adoption.

SECONDED BY: James Buzon

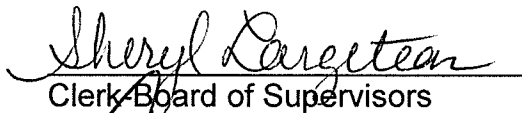
Chairman Rules & Legislation Committee

RESOLVED, that pursuant to Local Law No. 2 of 1994, the following named persons are hereby approved/confirmed in their appointment to the Schoharie County Traffic Safety Board/Stop DWI Board for the terms expiring as shown, without compensation, except for the reasonable and necessary expenses incurred in the performance of their duties:

<u>APPOINTEE</u>	<u>TERM EXPIRES</u>
Alan Woodin	June 30, 2017
John Conboy	June 30, 2017
Susan Singer	June 30, 2017
M. Indica Jaycox	June 30, 2018
Karl Remmers	June 30, 2018
Ron Stevens	June 30, 2016
Melissa Cooper	June 30, 2018
[vacancy]	June 30, 2018
Ruth Ashworth	June 30, 2016
Rich Bialkowski	June 30, 2016

Dated: May 14, 2015

Filed: May 14, 2015


Clerk Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.


County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____ 2015, at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

I, FURTHER CERTIFY, that at the time said resolution was adopted said Board was comprised of 16 members, with total weighted vote of 2974 and votes were cast as follows: Yes _____, No, _____, Absent _____,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2015.

Clerk,
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 55

TITLE: SUPERCEDING RESOLUTION APPOINTING AND
CONFIRMING MEMBER APPOINTMENTS TO
ALTERNATIVES TO INCARCERATION PANEL

OFFERED BY: Leo McAllister

Who moved its adoption.

SECONDED BY: James Buzon

Chairman Rules & Legislation Committee

RESOLVED, that the following individuals are hereby appointed as members of the Alternatives to Incarceration Panel, to serve at the pleasure of the Board of Supervisors without compensation:

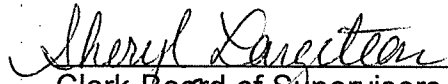
NAME

REPRESENTING

Richard Lape	Chairman Board of Supervisors
Hon. George R. Bartlett, III	County Court Judge
Anthony Desmond	Sheriff
Ronald Stevens	Under Sheriff
Bonnie Post	Director Community Services
Shawn Smith	Board of Supervisors
Lynn Glueckert	Executive Director Catholic Charities
James Sackett	District Attorney
Denise Minton	Probation Director
Sandra Johnson	Broome Town Justice
Deborah Madison	Program Coordinator, CSR
Clinton Avent	County Court
Thomas Garner	Defense Attorney
John Jarvis	Pastoral Care Manager
Rich Bialkowski	Chief Cobleskill Village Police
Suzanne Graulich	Administrator Assigned Counsel Plan

Dated: May 14, 2015

Filed: May 14, 2015


Clerk, Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.


County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

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Clerk,
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 56

TITLE: APPORTIONMENT OF SALES TAX REVENUE SHARING AMONG
RESPECTIVE TOWNS AND VILLAGES FOR 1ST QUARTER 2015

OFFERED BY: J Carl Barbic Who moved its adoption.

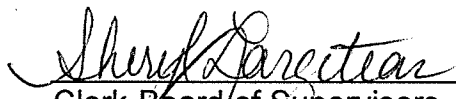
SECONDED BY: James Buzon Chairman Rules & Legislation Committee

RESOLVED, that the Schoharie County Treasurer is hereby authorized and directed to pay and distribute the 1st Quarter of 2015 Sales Tax Revenue to the various Towns and Villages of Schoharie County, as follows:

<u>TOWN</u>	<u>MUNICIPALITY SHARE</u>
BLenheim	\$7,512.70
BROOME	5,558.18
CARLISLE	6,642.13
COBLESKILL [T]	6,998.14
COBLESKILL [V]	18,867.65
CONESVILLE	5,563.73
ESPERANCE [T]	4,771.34
ESPERANCE [V]	876.33
FULTON	5,971.62
GILBOA	21,716.11
JEFFERSON	7,409.24
MIDDLEBURGH [T]	7,070.34
MIDDLEBURGH [V]	4,730.24
RICHMONDVILLE [T]	7,914.58
RICHMONDVILLE [V]	2,195.41
SCHOHARIE [T]	7,936.36
SCHOHARIE [V]	4,373.36
SEWARD	5,244.24
SHARON [T]	4,351.34
SHARON [V]	5,316.79
SUMMIT	5,160.65
WRIGHT	7,045.53

\$153,226.01

Dated: May 14 2015
Filed: May 14 2015


Clerk-Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.


County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2015.

Board of Supervisors of the County of Schoharie Clerk

RESOLUTION NO. 57

TITLE: APPROVING SEMI-ANNUAL MORTGAGE TAX REPORT OF 2015

OFFERED BY: J Carl Barbic Who moved its adoption.

SECONDED BY: James Buzon Chairman Rules & Legislation Committee

WHEREAS, the County Clerk and the County Treasurer have filed the second semi-annual mortgage tax report with the Clerk of this Board, as required by Section 261 of the Tax Law, and

WHEREAS, the Finance Committee of this Board has submitted the following report apportioning to the towns and villages within the county their share of such moneys, as follows:

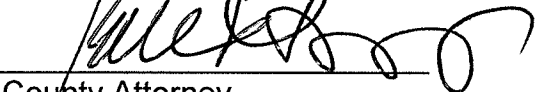
TOWN APPORTIONED	TOTAL TAX ALLOCATED TO TOWN	TAX APPORTIONED TO TOWN	TAX TO VILLAGE
BLenheim	\$1,542.01	\$1,542.01	
BROOME	6,519.66	6,519.66	
CARLISLE	9,414.26	9,414.26	
COBLESKILL-VILL	29,035.18	18,445.41	10,589.77
CONESVILLE	5,651.05	5,651.05	
ESPERANCE-VILL	16,331.86	15,064.47	1,267.39
FULTON	3,356.92	3,356.92	
GILBOA	7,673.55	7,673.55	
JEFFERSON	7,334.43	7,334.43	
MIDDLEBURGH-VILL	8,932.41	7,140.69	1,791.72
RICHMONDVILLE-VILL	15,317.75	13,654.56	1,663.19
SCHOHARIE-VILL	16,791.68	13,808.65	2,983.03
SEWARD	12,316.10	12,316.10	
SHARON-VILL	21,437.73	15,543.11	5,894.62
SUMMIT	6,122.80	6,122.80	
WRIGHT	13,075.39	13,075.39	
	<u>\$180,852.78</u>	<u>\$156,663.07</u>	<u>\$24,189.71</u>

RESOLVED, that the above report be and it hereby is approved, and pursuant to Section 261 of the Tax Law, that the warrant of this Board be and is hereby issued for the payment to the respective tax districts of the amounts credited, and that the County Treasurer be and he is hereby directed to pay the respective tax districts the amounts so credited.

Dated: May 14, 2015
Filed: May 14, 2015


Clerk-Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.


County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____ 2015 at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

I, FURTHER CERTIFY, that at the time said resolution was adopted said Board was comprised of 16 members, with total weighted vote of 2974 and votes were cast as follows: Yes _____, No, _____, Absent _____,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2015.

Clerk,
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 58

TITLE: AMENDING THE BUDGET AND TRANSFER OF FUNDS

OFFERED BY: J Carl Barbic Who moved its adoption.

SECONDED BY: James Buzon Chairman Rules & Legislation Committee

RESOLVED, that the Schoharie County Treasurer is hereby authorized and directed to amend the 2015 Budget, and transfer the following amounts within said Budget:

BUDGET TRANSFERS:

<u>From:</u>	<u>To:</u>	<u>Amount:</u>
A.1680.1023 Network Specialist	A.1680.1019 Sr. Computer Support Spec.	1,539.00
A.1990.4298 Contingent Account	A.1010.2101 Office Furniture	12,000.00
A.2960.4238 Transportation	A.4059.4237 EI Transportation	15,000.00
A.3110.4119 Ammo/Qualifying	A.3140.4119 Ammo/Qualifying	860.00
A.4010.1537 PSN Coordinator	A.4010.1250 PSN Assistant	7,124.00
A.6010.1433 Casework Assistant	A.6010.1444 Human Services Assistant	15,000.00
A.6010.1354 Account Clerk Typist	A.6010.1444 Human Services Assistant	7,250.00
A.6772.4501 Vehicle Maintenance	A.6772.2401 Vehicles	800.00
A.8020.1008 Planner	A.8020.1801 Planner Part-time	1,948.00
A.8020.1008 Planner	A.8020.4237 Ag Passport Program	2,353.00
A.8020.1600 Longevity	A.8020.4237 Ag Passport Program	2,000.00
A.8020.1009 Sr. Planner	A.8020.4237 Ag Passport Program	1,447.00

BUDGET AMENDMENTS:

Create Appropriation line:	A.6010.1444	Human Services Assistant G-10	
Eliminate Appropriation line:	A.6010.1433	Casework Assistant	
Create Revenue line:	A.3088	Training and Education Programs	
Increase Appropriation line:	A.1435.4637	Safety Seminars	5,000.00
Increase Revenue line:	A.3088	Safety Training and Education	5,000.00
Increase Appropriation line:	A.1620.4785	Flood Mitigation Expenses	500,000.00
Increase Revenue line:	A.4785	Disaster Assistance - Federal	375,000.00
Increase Revenue line:	A.3785	Disaster Assistance - State	125,000.00
[Belfor invoices for document recovery]			
Increase Appropriation line:	A.5630.2201	Office Equipment	3,000.00
Increase Revenue line:	A.4592	Rural Transportation Assistance	3,000.00
Increase Appropriation line:	D.5112.2928	CHIPS	301,757.00
Increase Revenue line:	D.3501	CHIPS	301,757.00

Dated: May 14, 2015

Filed: May 14, 2015

APPROVED AS TO FORM AND LEGALITY.

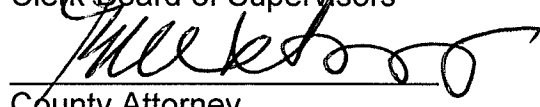
STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

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I, FURTHER CERTIFY, that at the time said resolution was adopted said Board was comprised of 16 members, with total weighted vote of 2974 and votes were cast as follows: Yes _____, No, _____, Absent _____.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2015.


Clerk Board of Supervisors


County Attorney

Clerk,
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 59

TITLE: 2015 OCCUPANCY TAX BOARD APPOINTMENT(S)

OFFERED BY: Sandra Manko Who moved its adoption.

SECONDED BY: James Buzon Chairman Rules & Legislation Committee


WHEREAS, Local Law #2 of 2009 provided for the collection of Occupancy Tax in Schoharie County, and also provided for the appointment of members to a Schoharie County Occupancy Tax Board who shall not serve for more than two [2] full consecutive terms, now, therefore, be it hereby

RESOLVED, that the appointment of the following members of the Schoharie County Occupancy Tax Board for the terms expiring as indicated are hereby approved and confirmed:

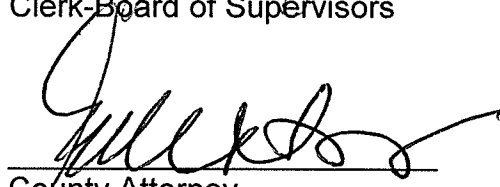
<u>NAME</u>	<u>REPRESENTING</u>	<u>TERM#</u>	<u>TERM EXPIRING</u>
Sandra Manko	Chair Historical/Planning Committee		Term of Office
Bill Gallop	Lodging Facility subject to tax	1	10/31/15
Kelly Button	Lodging Facility subject to tax	1	10/31/17
Sue Loden	Retail Business	2	10/31/15
	Restaurant Business	1	10/31/16
Carl Kopecky	Tourist Attraction	2	10/31/16
Steve Salerno	Tourist Attraction	1	10/31/17
Ron Ketelsen	Industry	1	10/31/15
John O'Donnell	Industry	2	10/31/16

RESOLVED, and that the Director of the Schoharie County Tourism Promotion Agency [TPA] or her designee, shall serve as an ex-official member.

Dated: May 14, 2015
Filed: May 14, 2015


Clerk-Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.


County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____, 2015 at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2015.

Clerk,
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 60

TITLE: APPROVING CHANGE ORDERS #6B - #6C FOR SCHOHARIE
COUNTY STREAM RESTORATION PROJECT-LINE CREEK
EMERGENCY WATERSHED PROTECTION PROJECT

OFFERED BY: Anthony VanGlad Who moved its adoption.

SECONDED BY: James Buzon Chairman Rules & Legislation Committee

WHEREAS, Resolution Number 81 of 2013 awarded a contract to Hubbell, Inc. for the Schoharie County Stream Restoration Project – Line Creek Emergency Watershed Protection Project in the amount of \$4,187,426.91; and

WHEREAS, the County's Owners Representative AECOM has reviewed the items included in these Change Orders; and

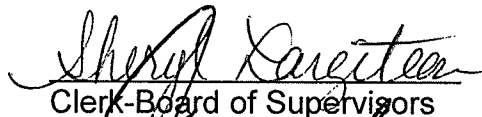
WHEREAS, the Change Orders are being reviewed by the Natural Resources Conservation Service for their approval; and

WHEREAS, the items included in the change orders are the full responsibility of Schoharie County, now, therefore be it

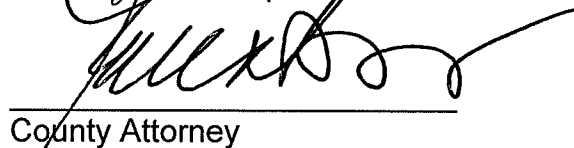
RESOLVED, that the Chairman of the Schoharie County Board of Supervisors is hereby authorized to sign Change Orders #6B and #6C totaling \$6,657.24 upon approval of the Change Orders by Natural Resources Conservation Services and AECOM.

Dated: May 14, 2015

Filed: May 14, 2015


Clerk-Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.


County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

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_____, Clerk
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 62

TITLE: AUTHORIZING COUNTY TREASURER TO EXECUTE DEED TO PARCEL
OF LAND SITUATE IN THE TOWN OF JEFFERSON

OFFERED BY: J Carl Barbic Who moved its adoption.

SECONDED BY: James Buzon Chairman Rules & Legislation Committee

WHEREAS, pursuant to Article 11 of the Real Property Tax Law relating to enforcement of delinquent liens, the Hon. George R. Bartlett III signed the Final Judgment awarding the Schoharie County Treasurer the right to take title to a parcel of land in the Town of Jefferson, Schoharie County, New York and more particularly identified as follows:

<u>Tax Map #</u>	<u>Account #</u>	<u>Former Owner</u>
157.-1-29.1	485J174025	Chul Won Hyun

WHEREAS, the Town of Board of Jefferson, a municipal corporation, has offered the sum of \$1,367.22 to purchase said property which is adjacent to the Jefferson Town Hall, for the purpose of the betterment of the community; and

WHEREAS, the County is authorized to make such conveyance pursuant to County Law; now therefore, be it hereby

RESOLVED, that the Board of Supervisors does hereby authorize and direct the County Treasurer to convey said parcel identified above, by good and sufficient Deed to the Town of Jefferson for the sum of \$1,367.22.

Dated: May 14, 2015
Filed: May 14, 2015

Sherif Lazetean
Clerk Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.

[Signature]
County Attorney

STATE OF NEW YORK

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Board of Supervisors of the County of Schoharie